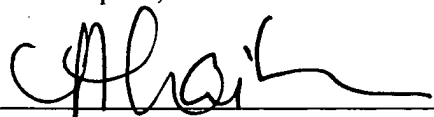




PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

January 13, 2006
Date


Ayesha J. Shaikh

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/040,923

Confirmation No. : 3782

Applicants : Stephen Martone and Katsumi Oneda

Filed : January 4, 2002

Attorney Docket No.: 501060.01

Art Unit : 3736

Customer No. : 27,076

Examiner : Jonathan M. Foreman

Title : ENDOSCOPE SHEATH ASSEMBLIES HAVING AN ATTACHED BIOPSY
SAMPLING DEVICE

| 01/18/2006 BABRAHA1 00000050 10040923

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| 02 FC:2253

510.00 OP

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES
AND PETITION FOR AN EXTENSION OF TIME**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences the decision of the Examiner dated July 13, 2005 rejecting claims 1-2, 7-8, 10, 12-23, 25, 28, 30-39, 41-50, 53 and 54.

Applicants hereby petition for an extension of time under 37 C.F.R. § 1.136, extending the period of response 3 months, to expire on January 13, 2006. If an additional extension of time is required, please consider this a petition therefor.

Our check for \$760, in accordance with applicants small entity status, is enclosed.

| | | |
|-----------------------|----|-----|
| Notice of Appeal | \$ | 250 |
| Extension of time fee | \$ | 510 |
| Total | \$ | 760 |

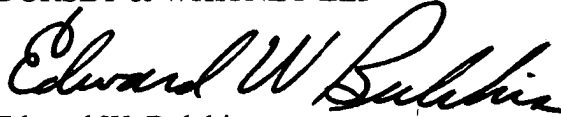
01/18/2006 BABRAHA1 00000050 10040923

01 FC:2401

250.00 OP

The Commissioner is hereby authorized to charge any fees in conjunction with this communication or to credit any overpayment to Deposit Account No. 50-1266. This notice is being submitted in duplicate.

Respectfully submitted,
DORSEY & WHITNEY LLP

A handwritten signature in black ink, reading "Edward W. Bulchis". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Edward W. Bulchis
Registration No. 26,847

EWB:dms

Enclosures:

- Postcard
- Check
- Fee Transmittal Sheet (+copy)
- Copy of this Notice/Petition

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